IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION No.2677 OF 2007

Reetesh Gulshan Vaswani ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Mr A. K. Apte, Advocate for the applicant.

Mr K. V. Saste, APP for the respondent.

CORAM: V.C. DAGA,J.
DATED: 7.9.2007.

P.C.

1. Heard learned counsel for the applicant and the learned APP for the State.

2. Perused the application and the material available on record.

3. The applicant-original accused (i.e. the husband of the complainant) arrested in C.R.No. 37 of 2007, registered with Vitthalwadi Police Station, Kalyan for the offence under Sections 498A, 406, 452, read with Section 34 of the I.P.C., is seeking bail under Section 439 of the Cr.P.C.

4. This is a matrimonial dispute. During the investigation, some of the ornaments appears to have been recovered from the applicant-accused. So far as the applicant is concerned, investigation is almost complete. Though no charge sheet is filed. Looking to

the nature of the allegations made and the dispute raised, there is no reason to allow continue jail custody of the applicant any further, I am, therefore, inclined to grant bail to the applicant on following terms and conditions.

a] The applicant Reetesh Gulshan Vaswani arrested in connection with C.R.No.37 of 2007 registered with Vitthalwadi Police Station,Kalyan for the offence punishable under Sections 498A,406,452, read with Section 34 of the I.P.C.shall be enlarged on bail subject to furnishing a personal bond of Rs. 25,000/- with one or two sureties in the like amount.

b] The applicant shall report to the above Police Station once in a week i.e. Sunday in between 3.00 to 5.00 p.m. till conclusion of the trial.

c] The order of bail will be given effect only after the applicant furnish to the Investigating Officer the details about his place of residence and address where he propose to stay after he is enlarged on bail.

d] The applicant shall not, directly or

indirectly, make any inducement or threat to any prosecution witnesses and shall not, in any manner, tamper with the prosecution evidence.

e] The applicant shall co-operate with the Investigating Officer in investigation.

g] The passport of the applicant shall remain with Investigating Officer until the trial is completed.

h] Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

5. The applicant is put on notice that on a report by the State in violating any of the conditions by him, mentioned herein, shall result in cancellation of this bail order.

6. Application is disposed of in above terms.

(V.C.DAGA,J)